



07-27-04

Case Docket No. 1171/39359A/95A

In re application of: Smith et al.

Serial No.: 10/622,755

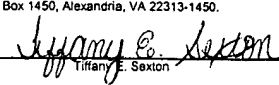
Filed: July 18, 2003

For: AN EXPIRATORY LIMB FOR A BREATHING CIRCUIT

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Certificate of Mailing by "Express Mail"	
Mailing Label Number	EV480048544US
Date of Deposit:	July 26, 2004
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office Box Addressee" service under 35 CFR 1.10 on the date indicated above, and is addressed to the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
 Tiffany E. Sexton	

Sir:

Transmitted herewith is a Response to the Restriction Requirement for the above-identified application.

The filing fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amendment		Highest No. Previously Paid for	Present Extra
TOTAL	* 90	MINUS	** 90	0
INDEP.	* 4	MINUS	** 4	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
Rate	Addit. Fee
x 9 =	\$.00
x 43 =	\$.00
+ 145 =	\$.00
TOTAL ADDIT. FEE	\$.00

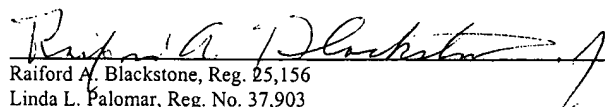
OTHER THAN A SMALL ENTITY	
Rate	Addit. Fee
x 18 =	\$.00
x 86 =	\$.00
+ 290 =	\$.00
TOTAL	\$.00

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 20-1495 in the amount of \$ _____. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 20-1495. A duplicate copy of this sheet is enclosed.
- ☒ Any filing fees required under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17

Dated: July 26, 2004


 Raiford A. Blackstone, Reg. 25,156
 Linda L. Palomar, Reg. No. 37,903
 Attorney of Record

BEST AVAILABLE COPY



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

PATENT

Serial No.: 10/622,755

Filed: July 18, 2003

Title: AN EXPIRATORY LIMB FOR
A BREATHING CIRCUIT

Applicants: SMITH and MILLER

Art Unit: 3743

Examiner: A. RAGONESE

Attorney Ref: 1171/39359A/95A

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

MAILING LABEL NUMBER: EV480048544us

DATE OF DEPOSIT: July 26, 2004

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST
OFFICE BOX ADDRESSEE" SERVICE UNDER 35 CFR 1.10 ON THE
DATE INDICATED ABOVE AND IS ADDRESSED TO COMMISSIONER
FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

Tiffany E. Sexton
Tiffany E. Sexton

RESPONSE TO THE RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action of July 2, 2004, Applicant elects invention I., claims
1-18. The inventorship has not changed.

Applicant expressly reserves the right to file claims relating to the non-elected
inventions in divisional application(s).

Should the Examiner have any questions regarding this Response, the Examiner is
invited to contact one of the undersigned attorneys at (312) 704-1890.

Respectfully submitted,

Dated: July 26, 2004

By:

Raiford A. Blackstone, Jr.
Raiford A. Blackstone, Jr., Reg. No. 25,156
Linda L. Palomar, Reg. No. 37,903

TREXLER, BUSHNELL, GIANGIORGI,
BLACKSTONE & MARR, LTD.
105 W. Adams Street, 36th Floor
Chicago, Illinois 60603
(312) 704-1890